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Box 54

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jürgen Behrens et al.

Ser. No. 09/587,574

Filed on June 5, 2000

For CONDUCTINE PROTEIN AND A RELATED AGENT  
FOR DIAGNOSING AND TREATING TUMOR ILLNESSES  
Attorney's Docket 0107-026

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OFFICE OF PETITIONS  
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**Box Missing Parts - Fee**

Hon. Commissioner of Patents and Trademarks  
Washington DC 20231

Sir:

SUBMISSION OF MISSING PARTS OF APPLICATION

The priority of German patent application No. 197 38 205.3, filed September 2, 1997 was claimed earlier. Additionally, the priority of German patent application No. 198 40 875.7 filed on September 1, 1998 is also claimed herewith. The contents of that priority application are also incorporated in this application by reference thereto.

Enclosed herewith are the following:

- (i) translation with translator's certificate;
- (ii) preliminary amendment;
- (iii) substitute disclosure with copy of translation marked up to show changes;
- (iv) declaration;
- (v) assignment with cover sheet;
- (vi) small entity statement, declaration;
- (vii) Credit Card Payment form for \$540 (\$345 filing fee + \$65 late surcharge + \$130 foreign spec.);
- (vii) Credit Card Payment form for \$40 recording fee for assignment;
- (viii) sequence listing on floppy disk with its printout;
- (ix) Credit Card Payment form for \$605 fee for petition for revival of unintentional abandonment (petition filed earlier);
- (x) certified copies of both German priority applications; and
- (xi) copy of Notice to File Missing Parts.

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Respectfully submitted,

Gabriel P. Katona  
Attorney for Applicant  
Registration No. 20,829

I hereby certify that this correspondence is deposited with the U.S. Postal Service as first class mail, addressed as above, on September 29, 2000

Cynthia A. Pilato

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10/16/2000 7am  
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Docket No.: 0107-026P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Title: CONDUCTINE PROTEIN AND A RELATED AGENT FOR DIAGNOSING  
AND TREATING TUMOR ILLNESSES

Serial No.:

Filed:

Group Art Unit:

Examiner:

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Assistant Commissioner of Patents  
Washington, D.C. 20231

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VERIFICATION OF TRANSLATION

Sir:

Dr. Walter J. Herzberg, residing at 5-21 Elizabeth Street, Fair Lawn, New Jersey, declares that he is fluent in German and English and that the herewith submitted English translation of the above identified application, which was originally written in German, is a true and accurate literal translation.

He further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dr. Walter J. Herzberg

Date: June 20, 2000

## FORMALITIES LETTER



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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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09/587,574

06/05/2000

Jurgen Behrens

0107-026P

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New York, NY 10017



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Date Mailed: 08/15/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English.
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- **The balance due by applicant is \$ 950.**

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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